

REMARKS

Reconsideration is respectfully requested in view of the foregoing amendments and the following remarks.

After this amendment, the claims presently in the application are 27-37, 40-42 and 47-49. By this amendment claims 27 and 29 have been amended with support therefore to be found in the as-filed specification. Claims 38, 39, 43-46, and 50-51 have been cancelled without prejudice or disclaimer.

Claim 29 stands rejected under §112, second paragraph, for indefiniteness. This rejection is respectfully traversed.

The amendment to claim 29 specifies the molecular weight to be found at page 5, lines 12-13 of the specification. Cancellation of the recital “high degree of acetylation” does not affect the scope of the claim. Accordingly, the rejection of claim 29 has been overcome and should be withdrawn.

Claims 27-30, 32-34, and 48-49 stand rejected under §102(b) as anticipated by Watts et al. This rejection is respectfully traversed.

The transitional phrase of claim 27, now recites “consisting of”. The claim also now recites “suitable excipients and diluents”. Support is found at page 10, lines 21-23, and from page 10, line 27 to page 11, line 7 (bridging paragraph). Further, the adjective “polysaccharidic” has been added for clarity.

Accordingly, claim 27 is deemed to distinguish over the Watts et al. disclosure of a three component mixture comprising chitosan, gelatin, and the active principle. Since a *prima facie* case of anticipation has not been established, withdrawal of the §102(b) rejection is respectfully solicited.

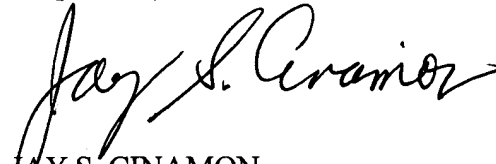
Claims 27-42 and 47-49 stand rejected under §103(a) over Gombotz et al. and Watts et al., in view of Anderson et al., Griffin et al., Garner et al., and Costa et al. This rejection is respectfully traversed. As stated previously, the amendment of the transitional phrase of claim 27 to “consisting

of' distinguishes over the teaching of Watts and the recitation that "the molecules of polysaccharide are neither chemically cross-linked to the immunoglobulins, nor to each other" serves to distinguish over the teaching of Gombotz et al. Since the claim distinguishes over both primary references, the §103(a) rejection has been overcome, and its withdrawal is respectfully requested.

The issuance of a Notice of Allowance is respectfully requested.

Please charge any fees which may be due to our Deposit Account No. 01-0035.

Respectfully submitted,

A handwritten signature in black ink, reading "Jay S. Cinamon". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

JAY S. CINAMON
Registration No. 24,156
Attorney for Applicants

ABELMAN FRAYNE & SCHWAB
150 East 42nd Street
New York, New York 10017-5612
Tel. (212) 949-9022
Fax(212)949-9190